

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
5:17-cv-75-FDW**

**SHAWN GERMAINE FRALEY,**                     )  
   )  
                  **Plaintiff,**                     )  
   )  
              **vs.**                                 )  
   )  
**JOHN DOE, et al.,**                     )  
   )  
                  **Defendants.**                     )  
\_\_\_\_\_

**ORDER**

**THIS MATTER** is before the Court on a “Motion for Default Judgment,” filed by pro se Plaintiff Shawn Fraley. Plaintiff seeks an Order from this Court entering a judgment in his favor based on the fact that Defendants filed their Answer on October 31, 2017, which was one day after the Court’s deadline to do so.<sup>1</sup> See (Doc. Nos. 26, 28).

The Court will deny the motion, and Defendants are hereby granted a one-day extension, nunc pro tunc, to file their Answer.

**IT IS THEREFORE ORDERED THAT** Plaintiff’s “Motion for Default Judgment,” (Doc. No. 30), is **DENIED**.

Signed: November 13, 2017



Frank D. Whitney  
Chief United States District Judge



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<sup>1</sup> After Defendants filed their Answer, this Court entered a Scheduling Order, setting the deadline for discovery as March 7, 2018, with dispositive motions due on April 7, 2018.